

KIRSTEN A. MILTON, ESQ.
Nevada State Bar No. 14401
JACKSON LEWIS P.C.
300 S. Fourth Street, Suite 900
Las Vegas, Nevada 89101
Tel: (702) 921-2460
Fax: (702) 921-2461
Email: Kirsten.Milton@jacksonlewis.com

*Attorneys for Defendant
Nevada Restaurant Services, Inc.*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

RANDY SIMMS, an Individual;

Plaintiff,

vs.

NEVADA RESTAURANT SERVICES, INC.,
a Nevada Corporation; DOES I-X; ROE
CORPORATION I-X

Defendants.

Case No.: 2:24-cv-01182-MDC

**STIPULATION AND ORDER TO
EXTEND THE DEADLINE FOR FILING
THE STIPULATION TO DISMISS THE
CASE WITH PREJUDICE**

Defendant Nevada Restaurant Services, Inc. (“Defendant”), by and through its counsel, and Plaintiff Randy Simms (“Plaintiff”) by and through counsel (together, the “Parties”), hereby stipulate and agree as follows:

1. On December 2, 2024, the Parties participated in an Early Neutral Evaluation (“ENE”) via videoconference before Judge Weksler. (ECF No. 22.)
2. During the ENE, the Parties agreed to settle the case. *Id.*
3. A stipulation dismissing the case with prejudice is currently due on January 31, 2025. *Id.*
4. Since the ENE, the Parties have exchanged drafts of the Settlement General Release Agreement (the “Agreement”), but need an additional 21 days to finalize the Agreement.

1 5. As such, the Parties stipulate and respectfully request an additional 21 days, through
2 and including February 21, 2025 to file a stipulation dismissing the case with prejudice.

3 6. This Stipulation is made in good faith and not for the purpose of delay. No prior
4 request to extend the deadline to file a stipulation to dismiss the case has been made.

5 Dated this 31st day of January 2025.

6 NEVADA RESTAURANT SERVICES, INC.

RANDY SIMMS

7 /s/ Kirsten A. Milton

8 Kirsten A. Milton, Bar #14401
9 Jackson Lewis P.C.
10 300 S. Fourth Street, Suite 900
11 Las Vegas, Nevada 89101

12 Attorneys for Defendant

/s/ Michael Arata

Michael Arata, Bar #11902
HKM Employment Attorneys LLP
101 Convention Center Dr., Suite 600
Las Vegas, Nevada 89109

Attorneys for Plaintiff

13 **IT IS SO ORDERED.**

14 _____
U.S. District Court Judge Magistrate Judge

15 Dated: 2-6-25
16 _____
17
18
19
20
21
22
23
24
25
26
27
28